

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT CINCINNATI**

STERLING M. JACKSON,
Petitioner,

-vs-

CASE NO. 1:07-cv-281
Judge S. Arthur Spiegel

JAMES ERWIN, WARDEN,
Respondent.

JUDGMENT IN A CIVIL CASE

Jury Verdict.

This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

X Decision by Court.

This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

THAT the Court ADOPTS and AFFIRMS the Magistrate's Judge Report and Recommendation and DENIES WITH PREJUDICE Petitioner's Petition for Writ of Habeas Corpus. The Court also certifies that an appeal of this Order would not be taken in "good faith", and thereby DENIES Petitioner leave to appeal *in forma pauperis*.

Date: June 12, 2008

JAMES BONINI, CLERK

By: /s/ M. Rogers
Deputy Clerk